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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA

10 JAMES BOYD,

11 Plaintiff,

No. CIV S-08-0973 MCE EFB P

12 vs.

13 J. BARRETT,

14 Defendant.

ORDER

15 \_\_\_\_\_/  
16 Plaintiff is a prisoner without counsel suing for alleged civil rights violations. *See* 42  
17 U.S.C. § 1983.

18 A civil action, other than one based on diversity jurisdiction, must be brought in “(1) a  
19 judicial district where any defendant resides, if all defendants reside in the same State, (2) a  
20 judicial district in which a substantial part of the events or omissions giving rise to the claim  
21 occurred, or a substantial part of property that is the subject of the action is situated, or (3) a  
22 judicial district in which any defendant may be found, if there is no district in which the action  
23 may otherwise be brought.” 28 U.S.C. § 1391(b).

24 Here, defendant is located in Pound, Virginia and the claim arose in Pound, Virginia  
25 which is in the Western District of Virginia. 28 U.S.C. § 127(b).

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1           Therefore, in the interest of justice, it is ORDERED that this action is transferred to the  
2 United States District Court for the Western District of Virginia. *See* 28 U.S.C. § 1404(a);  
3 *Starnes v. McGuire*, 512 F.2d 918, 932 (D.C. Cir. 1974).

4           So Ordered.

5 DATED: June 3, 2008.

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7 EDMUND F. BRENNAN  
8 UNITED STATES MAGISTRATE JUDGE  
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